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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	92057494
Party	Defendant Kathryn Wolfe DBA Crystal Creek Cattle Company LLC
Correspondence Address	KATHRYN WOLFE CRYSTAL CREEK CATTLE COMPANY LLC 1876 SEVERN GROVE ROAD ANNAPOLIS, MD 21401 UNITED STATES
Submission	Answer
Filer's Name	Lauren Handel
Filer's e-mail	lauren@foodlawfirm.com, jason@foodlawfirm.com
Signature	/Lauren Handel/
Date	08/26/2013
Attachments	Answer to Petition to Cancel.pdf(99377 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

LEITERMAN & ASSOCIATES, INC.,

Petitioner,

v.

KATHRYN WOLFE¹ DBA CRYSTAL CREEK
CATTLE COMPANY LLC,

Registrant.

Cancellation No. 92057494

Registration No. 4360382

ANSWER TO PETITION TO CANCEL

Registrant Kathryn Wolf DBA Crystal Creek Cattle Company LLC, by her undersigned attorneys, for her answer to the Petition to Cancel (“Petition”) filed by Leiterman & Associates, Inc. states as follows:

In response to the unnumbered introductory paragraph, Registrant admits only that Petitioner petitions to cancel Registrant’s mark CRYSTAL CREEK CATTLE COMPANY, Registration No. 4,360,382. Registrant lacks knowledge or information sufficient to form a belief about the truth of the remaining allegations of the introductory paragraph and, therefore, denies them.

As to the enumerated paragraphs of the Petition, Registrant responds:

1. Admitted.
2. Admitted.
3. Admitted.
4. Admitted.

¹ Registrant’s surname is spelled incorrectly in the Petition for Cancellation. The correct spelling is Wolf.

5. In response to Paragraph 5 of the Petition, Registrant admits, on information and belief, only that Petitioner is the owner of the marks identified with Registration Nos. 4059350, 4144067, 3344094, and 3381936 as reflected and described in records of the United States Patent and Trademark Office. Registrant lacks knowledge or information sufficient to form a belief about the remaining allegations of Paragraph 5 and, therefore, denies them.

6. Admitted.

7. Registrant lacks knowledge or information sufficient to form a belief regarding the allegation that Petitioner used its CRYSTAL CREEK marks well prior to Registrant's first use of its mark and, therefore, denies the allegation. The remainder of Paragraph 7 states a legal conclusion to which no response is required.

8. Denied. Registrant's mark is not likely to cause confusion, mistake or deception because, *inter alia*, it is not confusingly similar to Petitioner's marks and is used in connection with goods that are wholly unrelated to Petitioner's goods and services.

9. Denied.

10. Registrant denies each and every allegation of the Petition not specifically admitted herein.

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WHEREFORE, Registrant requests that the Petition to Cancel be dismissed.

Dated: August 26, 2013

Respectfully submitted,

JASON FOSCOLO LLC

By: /Lauren Handel/

Jason Foscolo

Lauren Handel

P.O. Box 205

Sag Harbor, NY 11963

(631) 903-5055 (phone)

jason@foodlawfirm.com

lauren@foodlawfirm.com

Attorneys for Registrant Kathryn Wolf

CERTIFICATE OF SERVICE

I HEREBY CERTIFY that, on this 26th day of August 2013, I caused a true and correct copy of the foregoing ANSWER TO PETITION TO CANCEL to be served via first class mail, postage prepaid, upon:

Anthony J. Bourget
BOURGET LAW, S.C.
1119 Regis Court, Suite 200
P.O. Box 81
Eau Claire, WI 54702-0081

/Lauren Handel/
Lauren Handel